

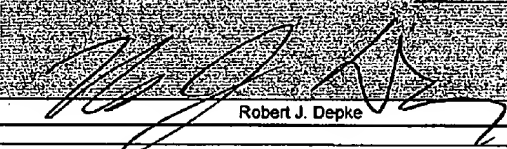
RECEIVED  
CENTRAL FAX CENTER

NOV 19 2007

## ROCKEY, DEPKE &amp; LYONS, LLC

233 S. WACKER DRIVE, SUITE 5450  
CHICAGO, ILLINOIS 60606  
PH: (312) 277-2006  
FX: (312) 441-0570**FACSIMILE TRANSMISSION**TOTAL PAGES (Including Cover Page) 8 DATE: November 19, 2007Commissioner of Patents and Trademarks  
TO: Examiner: Justin P Misleh FROM: Robert J. Depke, Reg. No. 37,607FAX NO: (571) 273-8300MAIN FAX NO.: (312)441-0570  
ALTERNATE FAX NO: (312)876-1325*If you experience any difficulty with this transmission, please call (312) 277-2006 for assistance.***ORIGINAL COPY AND ENCLOSURES**☐ WILL BE SENT BY ☐ MAIL ☐ COURIER  
☒ WILL NOT BE SENT**NOTES:**Inventor: Yoshinori Kuno  
Serial No.: 09/306,813  
Art Unit: 2622  
Filed: May 7, 1999  
Attorney Ref.: 075834.00033**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to facsimile no. 1-571-273-8300 on November 19, 2007.

  
Robert J. Depke**IMPORTANT NOTICE**

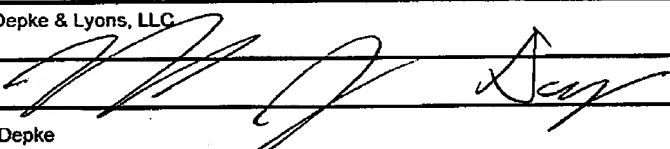
This transmission (including all attached pages) is intended only for the use of the named addressee(s), and may contain information that is privileged or exempt from disclosure under applicable law. **IF YOU ARE NOT A NAMED ADDRESSEE, YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS TRANSMISSION IS STRICTLY PROHIBITED.** If you have received this transmission in error, please destroy all copies and notify us immediately at this telephone number: (312) 277-2006.

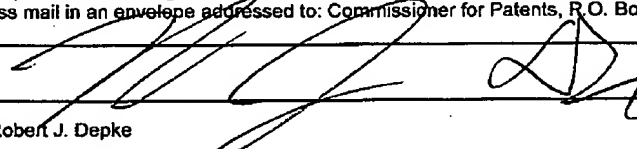
PTO/SB/21 (09-04)  
Approved for use through 07/31/2008. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/306,813	<b>RECEIVED CENTRAL FAX CENTER NOV 19 2007</b>
	Filing Date	May 7, 1999	
	First Named Inventor	Yoshinori Kuno	
	Art Unit	2622	
	Examiner Name	Justin P Mlsleh	
Total Number of Pages in This Submission	Attorney Docket Number	075834.00033	

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Notice to File Corrected Application Papers, and Request for Notice to File Corrected Application Papers.
Remarks <b>The Commissioner is hereby authorized to charge any fees due or to credit any overpayment to Deposit Account No. 50-3891.</b>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Rockey, Depke & Lyons, LLC		
Signature			
Printed name	Robert J. Depke		
Date	November 19, 2007	Reg. No.	37,607

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Robert J. Depke	Date	November 19, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/306,813	05/07/1999	YOSHINORI KUNO	075834.00033	3991

33448 7590 09/20/2007  
ROBERT J. DEPKE  
LEWIS T. STEADMAN  
ROCKEY, DEPKE & LYONS, LLC  
SUITE 5450 SEARS TOWER  
CHICAGO, IL 60606-6306

EXAMINER

MISLEH, JUSTIN P.

ART UNIT PAPER NUMBER

2622

MAIL DATE DELIVERY MODE

09/20/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

RECEIVED  
CENTRAL FAX CENTER

NOV 19 2007



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

Serial No. : 09/306813  
Applicant: Kuno  
Filing Date : 05/07/99  
Date Mailed : 09/20/07

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

### *Notice of Allowance Mailed*

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

Applicant is given 60 days from the mail date of this Notice within which to correct the informalities indicated below. If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to reply will result in the application being ABANDONED. This period for reply is NOT extendable under 37 CFR 1.136(a).

See attachment.

*A copy of this notice **MUST** be returned with the reply. Please address response to "Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450".*

**L. Fletcher** \_\_\_\_\_

Your name

Office of Patent Publication

Phone: 703-308-9250, ext. 143

RECEIVED  
CENTRAL FAX CENTER

NOV 19 2007

Application No. 09/306,813 Drawings filed 04/28/03

## IDENTIFICATION OF DRAWING DEFICIENCIES

- ☐ There is a hole or the image thereof within the illustration. FIG(s) \_\_\_\_\_
- ☐ The character of the lines, numbers and letters is poor. FIG(s) \_\_\_\_\_
- ☐ The illustration is penetrated or traversed by a solid or broken line that is not intended to be part of the drawing, such as a dark line caused by a flaw in the copying process. FIG(s) \_\_\_\_\_
- ☐ An ink stamp or an image obscures part of the illustration. FIG(s) \_\_\_\_\_
- ☐ The drawing is marred by black smudges, obliterations, or fax/copier marks. FIG(s) \_\_\_\_\_
- ☐ Figure numbers are duplicated or missing. FIG(s) \_\_\_\_\_
- ☐ Numbers, letters, or reference characters in the drawing have been crossed out by hand or are illegibly handwritten. FIG(s) \_\_\_\_\_
- ☐ The drawing's background shows that the original drawing was made on graph paper or other paper with a pattern or decoration. FIG(s) \_\_\_\_\_
- ☐ The FIG. number label is placed in a location that causes the drawing to be read upside down. FIG(s) \_\_\_\_\_
- ☐ Data, a reference number, or part of the drawing is truncated or missing. FIG(s) \_\_\_\_\_
- ☐ The drawing is continued onto a second page (or more) without proper labeling under 37 CFR 1.84(u)(1). FIG(s) \_\_\_\_\_
- ☐ The drawing and/or the FIG. label contain(s) foreign language. FIG(s) \_\_\_\_\_
- ☐ Color drawings are present in this application but the following 37 CFR 1.84(a) requirements have not been met\*:
  - ☐ Petition filed
  - ☐ Petition fee
  - ☐ 3 sets of color drawings
  - ☐ Color drawing paragraph

\*If color drawings are not elected, then applicant must respond so stating. Also, references to color drawings in the specification, if any, must be amended.381.

COMMENTS: Drawings appear to have red line corrections. Please provide replacement drawings.

Attorney Docket No: 075834.00033

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Appl. No.:** 09/306,813  
**Applicants:** Yoshinori Kuno  
**Filed:** May 7, 1999  
**Confirmation No:** 3991  
**Docket No.:** 075834.00033  
**Customer No.:** 33448

**RECEIVED**  
**CENTRAL FAX CENTER**  
**NOV 19 2007**

**RESPONSE TO NOTICE TO FILE**  
**CORRECTED APPLICATION PAPERS**

**MAIL STOP: ISSUE FEE**  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Notice to File Corrected Application Papers mailed September 20, 2007; Applicant submits herewith replacement sheets for drawing Figures 1 and 4, sheet (1/3).

Applicant further believes no additional fee is necessary. However, should the Commissioner deem otherwise, the Commissioner is hereby authorized to charge Deposit Account No. 50 3891 any amount necessary to cover the costs associated with the filing of this response or to credit any overpayment thereto.

Dated: 11/19/07

By: 

Robert J. Depke, Reg. No. 37,607  
ROCKEY, DEPKE & LYONS, LLC  
233 S. Wacker Drive, Suite 5450  
Chicago, Illinois 60606  
Tel: (312) 277-2600  
Attorney for Applicant